

for Xerox represents that the Amended Joint Motion is submitted on behalf of both parties by agreement, although Mr. O'Dowd did not sign the Amended Joint Motion. The Amended Joint Motion addresses three of the four suggestions the Court made at the February 19 hearing.¹ Because of misunderstanding or oversight, counsel for Xerox did not submit for the Court's approval and signature an Amended Agreed Final Judgment Of Permanent Injunction And Other Relief signed by both parties as the Court contemplated.

The Court cannot approve and sign the original Agreed Final Judgment Of Permanent Injunction And Other Relief submitted by the parties because it does not incorporate the changes stated only in the Amended Joint Motion. Accordingly, the Court hereby DIRECTS counsel for Xerox to file with the Court **within 10 days** an Amended Agreed Final Judgment Of Permanent Injunction And Other Relief, signed by both parties, which includes the original provisions of the parties' agreement as well as the modifications to which the parties agree as stated in the Amended Joint Motion, along with any relevant exhibits, such as the agreed customer list to which the injunction applies.

IT IS SO ORDERED.


ROBERT L. ECHOLS
UNITED STATES DISTRICT JUDGE

¹The Amended Joint Motion does not address the Court's suggestion that Mr. O'Dowd file with the Court an affirmative statement of his compliance with paragraph 1.D., as well as paragraph 1.C., of the Agreed Final Judgment Of Permanent Injunction And Other Relief.